IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO 979 OF 2005
IN
SUMMARY SUIT NO.680 OF 2003

MTV India Pvt. Ltd. ..Plaintiff.
V/s
Milestone Entertainment Pvt. Ltd. .Defendant.

Ms Vandana Mishra i/b Ashwin Ankhad & Associates for the plaintiff.

Mr. Uttam i/b Mulla and Mulla C for the defendant.

CORAM : A.M. KHANWILKAR, J.

DATE : 12TH SEPTEMBER, 2005.

P.C.

. The office note indicates that the affidavit of service is not filed. However, defendant has appeared through the advocate. Hence filing of affidavit of service is dispensed with.

2. Counsel for the defendant submits that the chamber summon be allowed without prejudice to the rights and contentions of the parties available in the main proceeding.

3. Accordingly chamber summons is made

absolute in terms of prayer clause (a). Amendment be carried out within 4 weeks from today. No order as to cost.

4. It is made clear that the chamber summons is made absolute without prejudice to the rights and contentions of the parties in main proceeding.

5. So far as prayer clause (b) is concerned, it is open to the applicant to take out separate proceeding as may be advised.

[A.M.KHANWILKAR, J.]